

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF NORTH CAROLINA**

DONNA LOHR,

Plaintiff,

v.

**UNITEDHEALTH GROUP,
INCORPORATED,**

Defendant.

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1:11CV134

RECOMMENDATION OF UNITED STATES MAGISTRATE JUDGE

On motion of Defendant (Docket No. 8), without opposition by Plaintiff (Docket No. 10), and for reasons identified in Defendant's motion to dismiss,

IT IS RECOMMENDED that Defendant's motion to dismiss (Docket No. 8) be granted and that Plaintiff's second and third causes of action be dismissed.

/s/ P. Trevor Sharp
United States Magistrate Judge

Date: December 1, 2011